IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SECOND DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

**THE HON'BLE MR JUSTICE G. BIKSHAPATHY**

**And**
**THE HON'BLE MR JUSTICE P.S.NARAYANA**

**WRIT PETITION NO : 3075 of 2005**

Between:

V. Govardhan raju, S/o.V. Venkat Subba Raju,
Railway Kodur, Kadapa District.

**..... PETITIONER**

AND

1. The State of A.P., rep. by its Principal. Secretary,

Food and Agriculture Dept., Secretariat, Hyderabad.
2 Director of Marketing, Govt of A.P., Hyderabad.
3 Aissistant Director of Marketing, Agricultural Market Committee, Cuddapah.
4 Sri S. Rahman Typist, Agricultural market Committee, Cuddapah.

**.....RESPONDENTS**

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to Issue a writ, order or direction more particularly one in the nature of Writ of Certiorari after calling for the records leading up to and including the order dated. 27.10.2004, in O.A.S.R. No. 12311/2004 on the file of A.P., Administrative Tribunal and declare the order dated 27.10.2004 in OA (SR) 12311 of 2004 as illegal, arbitrary, unjust also in violation of Articles 14 & 1 of the constitution of India, consequently quash the same and to pass such other order or orders as this Hon'ble Court may deem fit and proper in the interest of justice.

**Counsel for the Petitioner: MR.V.PADMANABHA RAO**

**Counsel for the Respondents-1 & 2: GP FOR SERVICES I**

**The Court made the following:**

**ORDER:** (Per. Hon'ble Sri Justice G. Bikshapathy)

The writ petition is filed assailing the order passed by the A.P. Administrative Tribunal, Hyderabad in O.A. (SR) No.12311 of 2004.

2. The petitioner seeking the appointment in pursuance of the G.O.Ms.No.481, Agriculture Department, dated 4.9.1987. The Tribunal rejected the same, as there was a delay of unexplained latches on the part of the petitioner. Against the said order, the present writ petition has been filed.

3. The learned counsel for the petitioner submits that the order of the Tribunal is not sustainable inasmuch as the petitioner seeking only a direction to fill up the post of Typist by direct recruitment challenging the appointment of 4th respondent by ignoring the claim of the applicant, which is in violation of G.O.Ms.No.481, Agriculture Department, dated 4.9.1987.

4. We are of the considered view that the Tribunal has correctly decided the matter and refused to entertain the same as the cause of action arose as early as 1987 under G.O.Ms.No.481, dated 4.9.1987 and it cannot be now agitated after lapse of two decades. Thus, we do not find any ground to interfere with the order of the tribunal.

5. Accordingly, we dismiss the writ petition with the above observation. No costs.

_____

(G. BIKSHAPATHY, J)

_____

(P.S. NARAYANA, J)

Date: 02.03.2005

Ksn

..... REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. The Principal Secretary, Government of A.P.,

Food and Agriculture Dept., Secretariat, Hyderabad.
2. Director of Marketing, Government of A.P., Hyderabad.
3. 2 CCs to G.P. for Services I, High Court Buildings, Hyderabad(OUT).

4. 2 CD copies

5. 1 CC to MR.PADMANABHA RAO

6. Assistant Director, Agricultural Market Committee, Cuddapah.

7. The Registrar, A.P. Administrative Tribunal, Hyderabad.

*Form-NIC-OGS/WP{**JGK**}*